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Received & Inspected

OCT 31 2013

FCC Mail Room

October 29, 2013

NON-PUBLIC

FOR INTERNAL USE ONLY

**SENT VIA FEDERAL EXPRESS**

Ms. Marlene H. Dortch  
Office of the Secretary  
Federal Communications Commission  
9300 East Hampton Drive  
Capital Heights, MD 20743

RE: WC Docket No. 10-90, FCC Form 481

Dear Ms. Dortch:

Pursuant to the requirements of 47 C.F.R. § 54.314 and § 54.422, NE Colorado Cellular, Inc. d/b/a Viaero Wireless ("NECC") hereby provides the confidential versions of its FCC Form 481 Carrier Annual Reports submitted pursuant to Section 54.313 of the Commission's Rules ("Form 481 Report"). NECC filed the attached forms via the Universal Service Administrative Company's online filing system on October 15, 2013 as required.

The enclosed confidential version of the Form 481 Report has been marked  
**"CONFIDENTIAL – NOT FOR PUBLIC INSPECTION."**

An additional copy of each filing has been provided, which you are requested to date-stamp and return in the envelope provided.

NECC is also submitting, via an electronic filing, a redacted public copy of the Form 481 Reports. The redacted public copy has been marked **"REDACTED – FOR PUBLIC INSPECTION."**

NECC respectfully requests confidential treatment of certain information provided in its Form 481 Report because this information is competitively sensitive and its disclosure would have a negative competitive impact on NECC were it made publicly available. Such information would not ordinarily be made available to the public, and should be afforded confidential treatment under 47 C.F.R. §§ 0.457 and 0.459.

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NON-PUBLIC

*We are where you are.*

FOR INTERNAL USE ONLY

#### **47.C.F.R. § 0.457**

Specific information in the Form 481 Report is confidential and proprietary to NECC as “trade secrets and commercial or financial information” under 47 C.F.R. § 0.457(d). Disclosure of such information to the public would risk revealing NECC-sensitive proprietary information in connection with NECC’ ongoing business and operations.

#### **47 C.F.R. § 0.459**

Specific information in the Form 481 Report is also subject to protection under 47 C.F.R. § 0.459, as demonstrated below.

#### **Information for which confidential treatment is sought**

NECC requests that specific information in the Form 481 Report be treated on a confidential basis under Exemption 4 of the Freedom of Information Act. The information designated as confidential includes information relating to NECC’s capability to maintain network functionality during emergency situations and outage reporting.

Confidential information marked within the Form 481 Report has been marked “Redacted” or blacked out. Descriptive documents relating to the network functionality in emergency situations and outage reporting also include confidential information and are marked “CONFIDENTIAL – NOT FOR PUBLIC INSPECTION.”

Information relating to NECC’ capability to maintain network functionality during emergency situations and outage reporting is competitively sensitive information that NECC maintains as confidential and is not normally made available to the public. Release of the information would have a substantial negative impact on NECC since it would provide competitors with commercially sensitive information.

#### **Commission proceedings in which the information was submitted**

The information is being submitted in NECC’ Form 481 Report, in WC Docket No. 10-90.

#### **Degree to which the information in question is commercial or financial, or contains a trade secret or is privileged**

The information in question is competitively sensitive information which is not normally released to the public as such release would have a substantial negative competitive impact on NECC.

#### **Degree to which the information concerns a service that is subject to competition and manner in which disclosure of the information could result in substantial harm**

The release of this confidential and proprietary information would cause NECC competitive harm by allowing its competitors to become aware of sensitive proprietary information regarding the operation of NECC business at a level of detail not currently available to the public.

**Measures taken by NECC to prevent unauthorized disclosure and availability of the information to the public and extent of any previous disclosures of the information to third parties**

NECC has treated and continues to treat the non-public information disclosed in this Form 481 Report as confidential and has protected it from public disclosure to parties outside of the NECC.

**Justification of the period during which NECC asserts that the material should not be available for public disclosure**

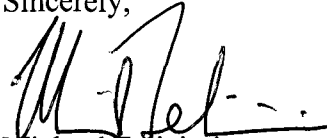
NECC cannot determine at this time any date on which this information should not be considered confidential.

**Other information NECC believes may be useful in assessing whether its request for confidentiality should be granted**

Under applicable Commission decisions, the information in question should be withheld from public disclosure.

If you should have questions regarding this information, please do not hesitate to call.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael Felicissimo", with a stylized flourish at the end.

Michael Felicissimo  
Executive Vice President/CFO

Encl.

MF/tjb

**CONFIDENTIAL – NOT FOR PUBLIC  
INSPECTION**

Page 1

<b>&lt;010&gt; Study Area Code</b>	469001	<b>Received &amp; Inspected</b>
<b>&lt;015&gt; Study Area Name</b>	NORTHEAST COLORADO CELLULAR, INC.	<b>OCT 31 2013</b>
<b>&lt;020&gt; Program Year</b>	2014	<b>FCC Mail Room</b>
<b>&lt;030&gt; Contact Name: Person USAC should contact with questions about this data</b>	Mike Felicissimo	
<b>&lt;035&gt; Contact Telephone Number: Number of the person identified in data line &lt;030&gt;</b>	970-542-3605	
<b>&lt;039&gt; Contact Email Address: Email of the person identified in data line &lt;030&gt;</b>	mike.felicissimo@viaero.com	

<b>&lt;100&gt; Service Quality Improvement Reporting</b>	(complete attached worksheet)	(check box when complete)
<b>&lt;200&gt; Outage Reporting (voice)</b>	(complete attached worksheet)	<input checked="" type="checkbox"/>
<b>&lt;210&gt;</b> <input checked="" type="checkbox"/> <-- check box if no outages to report		<input checked="" type="checkbox"/>
<b>&lt;300&gt; Unfulfilled Service Requests (voice)</b>	0	<input checked="" type="checkbox"/>
<b>&lt;310&gt; Detail on Attempts (voice)</b>	469001C0310	<input type="checkbox"/>
<b>&lt;320&gt; Unfulfilled Service Requests (broadband)</b>		<input type="checkbox"/>
<b>&lt;330&gt; Detail on Attempts (broadband)</b>		<input type="checkbox"/>
<b>&lt;400&gt; Number of Complaints per 1,000 customers (voice)</b>		<input checked="" type="checkbox"/>
<b>&lt;410&gt; Fixed</b>	0.146156095	
<b>&lt;420&gt; Mobile</b>	0.643086817	
<b>&lt;430&gt; Number of Complaints per 1,000 customers (broadband)</b>		<input type="checkbox"/>
<b>&lt;440&gt; Fixed</b>		
<b>&lt;450&gt; Mobile</b>		
<b>&lt;500&gt; Service Quality Standards &amp; Consumer Protection Rules Compliance</b>	(check to indicate certification)	<input checked="" type="checkbox"/>
<b>&lt;510&gt;</b> 469001C0510	(attached descriptive document)	<input checked="" type="checkbox"/>
<b>&lt;600&gt; Functionality in Emergency Situations</b>	(check to indicate certification)	<input checked="" type="checkbox"/>
<b>&lt;610&gt;</b> 469001C0610	(attached descriptive document)	<input checked="" type="checkbox"/>
<b>&lt;700&gt; Company Price Offerings (voice)</b>	(complete attached worksheet)	<input type="checkbox"/>
<b>&lt;710&gt; Company Price Offerings (broadband)</b>	(complete attached worksheet)	<input type="checkbox"/>
<b>&lt;800&gt; Operating Companies and Affiliates</b>	(complete attached worksheet)	<input checked="" type="checkbox"/>
<b>&lt;900&gt; Tribal Land Offerings (Y/N)?</b> <input type="radio"/> <input checked="" type="radio"/>	(if yes, complete attached worksheet)	<input checked="" type="checkbox"/>
<b>&lt;1000&gt; Voice Services Rate Comparability</b>	(check to indicate certification)	<input type="checkbox"/>
<b>&lt;1010&gt;</b>	(attach descriptive document)	<input type="checkbox"/>
<b>&lt;1100&gt; Terrestrial Backhaul (Y/N)?</b> <input checked="" type="radio"/> <input type="radio"/>	(if not, check to indicate certification)	<input checked="" type="checkbox"/>
<b>&lt;1110&gt;</b>	(complete attached worksheet)	<input type="checkbox"/>
<b>&lt;1200&gt; Terms and Condition for Lifeline Customers</b>	(complete attached worksheet)	<input checked="" type="checkbox"/>

**Price Cap Carriers, Proceed to Price Cap Additional Documentation Worksheet**  
Including Rate-of-Return Carriers affiliated with Price Cap Local Exchange Carriers

<b>&lt;2000&gt;</b>	(check to indicate certification)	<input type="checkbox"/>
<b>&lt;2005&gt;</b>	(complete attached worksheet)	<input type="checkbox"/>

**Rate of Return Carriers, Proceed to ROR Additional Documentation Worksheet**

<b>&lt;3000&gt;</b>	(check to indicate certification)	<input type="checkbox"/>
<b>&lt;3005&gt;</b>	(complete attached worksheet)	<input type="checkbox"/>

**(100) Service Quality Improvement Reporting  
Data Collection Form**

FCC Form 481

OMB Control No. 3060-0886/OMB Control No. 3060-0819  
July 2013

<010>	Study Area Code	469001
<015>	Study Area Name	NORTHEAST COLORADO CELLULAR, INC.
<020>	Program Year	2014
<030>	Contact Name - Person USAC should contact regarding this data	Mike Felicissimo
<035>	Contact Telephone Number - Number of person identified in data line <030>	970-542-3605
<039>	Contact Email Address - Email Address of person identified in data line <030>	mike.felicissimo@viaero.com
<110>	Has your company received its ETC certification from the FCC?	(yes / no) <input type="radio"/> <input checked="" type="radio"/>
<111>	If your answer to Line <110> is yes, do you have an existing §54.202(a) "5 year plan" filed with the FCC?	(yes / no) <input type="radio"/> <input checked="" type="radio"/>

If your answer to Line <111> is yes, then you are required to file a progress report, on line <112> delineating the status of your company's existing § 54.202(a) "5 year plan" on file with the FCC, as it relates to your provision of voice telephony service.

- <112> Attach Five-Year Service Quality Improvement Plan or, in subsequent years, your annual progress report filed pursuant to 47 C.F.R. § 54.313(a)(1). If your company is a CETC which only receives frozen support, your progress report is only required to address voice telephony service.

Name of Attached Document (.pdf)

Please check these boxes below to confirm that the attached PDF, on line 112, contains a progress report on its five-year service quality improvement plan pursuant to § 54.202(a). The information shall be submitted at the wire center level or census block as appropriate.

- <113> Maps detailing progress towards meeting plan targets  
 <114> Report how much universal service (USF) support was received  
 <115> How (USF) was used to improve service quality  
 <116> How (USF) was used to improve service coverage  
 <117> How (USF) was used to improve service capacity  
 <118> Provide an explanation of network improvement targets not met in the prior calendar year.

<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>

(200) Service Outage Reporting (Voice)  
Data Collection Form

FCC Form 481  
OMB Control No. 3060-0586/OMB Control No. 3060-0819  
July 2013

<010>	Study Area Code	469001
<015>	Study Area Name	NORTHEAST COLORADO CELLULAR, INC.
<020>	Program Year	2014
<030>	Contact Name - Person USAC should contact regarding this data	Mike Felicissimo
<035>	Contact Telephone Number - Number of person identified in data line <030>	970-542-3605
<039>	Contact Email Address - Email Address of person identified in data line <030>	mike.felicissimo@viaero.com

[illegible]

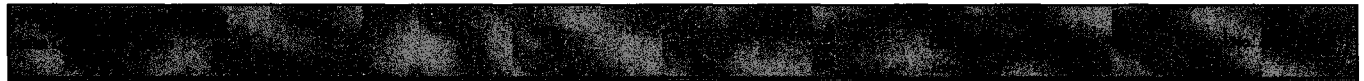
<701>	Residential Local Service Charge Effective Date	1/1/2013
<702>	Single State-wide Residential Local Service Charge	

[illegible]

&lt;711&gt;

[illegible]

[illegible]



<010>	Study Area Code	469001
<015>	Study Area Name	NORTHEAST COLORADO CELLULAR, INC.
<020>	Program Year	2014
<030>	Contact Name - Person USAC should contact regarding this data	Mike Felicissimo
<035>	Contact Telephone Number - Number of person identified in data line <030>	970-542-3605
<039>	Contact Email Address - Email Address of person identified in data line <030>	mike.felicissimo@viaero.com

<910> Tribal Land(s) on which ETC Serves

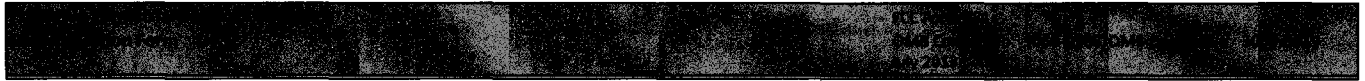
<920> Tribal Government Engagement Obligation

Name of Attached Document (.pdf)

If your company serves Tribal lands, please select (Yes, No, NA) for each these boxes to confirm the status described on the attached PDF, on line 920, demonstrates coordination with the Tribal government pursuant to § 54.313(a)(9) includes:

- <921> Needs assessment and deployment planning with a focus on Tribal community anchor institutions;
- <922> Feasibility and sustainability planning;
- <923> Marketing services in a culturally sensitive manner;
- <924> Compliance with Rights of way processes
- <925> Compliance with Land Use permitting requirements
- <926> Compliance with Facilities Siting rules
- <927> Compliance with Environmental Review processes
- <928> Compliance with Cultural Preservation review processes
- <929> Compliance with Tribal Business and Licensing requirements.

Select (Yes, No, NA)



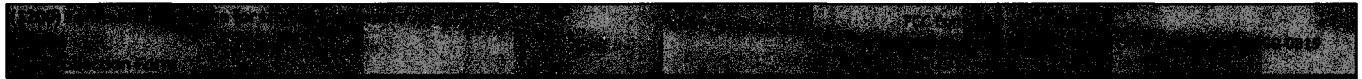
<010>	Study Area Code	469001
<015>	Study Area Name	NORTHEAST COLORADO CELLULAR, INC.
<020>	Program Year	2014
<030>	Contact Name - Person USAC should contact regarding this data	Mike Felicissimo
<035>	Contact Telephone Number - Number of person identified in data line <030>	970-542-3605
<039>	Contact Email Address - Email Address of person identified in data line <030>	mike.felicissimo@viaero.com

Please check this box to confirm no terrestrial backhaul  
<1120> options exist within the supported area pursuant to § 54.313(G)

☐

Please check this box to confirm the reporting carrier offers  
<1130> broadband service of at least 1 Mbps downstream and 256 kbps  
upstream within the supported area pursuant to § 54.313(G)

☐



<010>	Study Area Code	469001
<015>	Study Area Name	NORTHEAST COLORADO CELLULAR, INC.
<020>	Program Year	2014
<030>	Contact Name - Person USAC should contact regarding this data	Mike Felicissimo
<035>	Contact Telephone Number - Number of person identified in data line <030>	970-542-3605
<039>	Contact Email Address - Email Address of person identified in data line <030>	mike.felicissimo@viaero.com

<1210> Terms & Conditions of Voice Telephony Lifeline Plans

469001C01210

Name of attached document (.pdf)

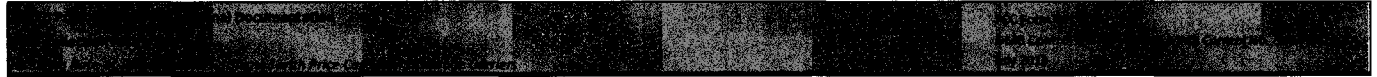
<1220> Link to Public Website

HTTP

<http://www.viaero.com/plans/type/simplicity>

"Please check these boxes below to confirm that the attached PDF, on line 1210, or the website listed, on line 1220, contains the required information pursuant to § 54.422(a)(2) annual reporting for ETCs receiving low-income support, carriers must annually report:

- <1221> Information describing the terms and conditions of any voice telephony service plans offered to Lifeline subscribers, ☒
- <1222> Details on the number of minutes provided as part of the plan, ☒
- <1223> Additional charges for toll calls, and rates for each such plan. ☒



<010>	Study Area Code	469001
<015>	Study Area Name	NORTHEAST COLORADO CELLULAR, INC.
<020>	Program Year	2014
<030>	Contact Name - Person USAC should contact regarding this data	Mike Felicissimo
<035>	Contact Telephone Number - Number of person identified in data line <030>	970-542-3605
<039>	Contact Email Address - Email Address of person identified in data line <030>	mike.felicissimo@viaero.com

CHECK the boxes below to note compliance as a recipient of Incremental Connect America Phase I support, frozen High Cost support, High Cost support to offset access charge reductions, and Connect America Phase II support as set forth in 47 CFR § 54.313(b),(c),(d),(e) the information reported on this form and in the documents attached below is accurate.

<b>Incremental Connect America Phase I reporting</b>		
<2010>	2nd Year Certification (47 CFR § 54.313(b)(1))	<input type="checkbox"/>
<2011>	3rd Year Certification (47 CFR § 54.313(b)(2))	<input type="checkbox"/>
<b>Price Cap Carrier Receiving Frozen Support Certification (47 CFR § 54.312(a))</b>		
<2012>	2013 Frozen Support Certification	<input type="checkbox"/>
<2013>	2014 Frozen Support Certification	<input type="checkbox"/>
<2014>	2015 Frozen Support Certification	<input type="checkbox"/>
<2015>	2016 and future Frozen Support Certification	<input type="checkbox"/>
<b>Price Cap Carrier Connect America ICC Support (47 CFR § 54.313(d))</b>		
<2016>	Certification Support Used to Build Broadband	<input type="checkbox"/>
<b>Connect America Phase II Reporting (47 CFR § 54.313(e))</b>		
<2017>	3rd year Broadband Service Certification	<input type="checkbox"/>
<2018>	5th year Broadband Service Certification	<input type="checkbox"/>
<2019>	Interim Progress Certification	<input type="checkbox"/>
<2020>	Please check the box to confirm that the attached PDF, on line 2021, contains the required information pursuant to § 54.313 (e)(3)(ii), as a recipient of CAF Phase II support shall provide the number, names, and addresses of community anchor institutions to which began providing access to broadband service in the preceding calendar year.	<input type="checkbox"/>
<2021>	Interim Progress Community Anchor Institutions	

Name of Attached Document Listing Required Information \_\_\_\_\_

CHECK the boxes below to note compliance on its five year service quality plan (pursuant to 47 CFR § 54.202(a)), and, for privately held carriers, ensuring compliance with the financial reporting requirements set forth in 47 CFR § 54.313(f)(2). I further certify that the information reported on this form and in the documents attached below is accurate.

(3011) contains the required information pursuant to § 54.313 (f)(1)(ii), as a recipient of CAF Phase II support shall provide the number, names, and addresses of community anchor institutions to which began providing access to broadband service in the preceding calendar year.

--	--

☐ (Yes/No)☐ (Yes/No)

□ *Journal of Management Inquiry* 19(4)

	(Yes/No)
--	----------

☐ (Yes/No)

☐ **Other:** \_\_\_\_\_

□ **QUESTION**

\_\_\_\_\_

1



\_\_\_\_\_

Name of Attached Document Listing Required Information



<010>	Study Area Code	469001
<015>	Study Area Name	NORTHEAST COLORADO CELLULAR, INC.
<020>	Program Year	2014
<030>	Contact Name - Person USAC should contact regarding this data	Mike Felicissimo
<035>	Contact Telephone Number - Number of person identified in data line <030>	970-542-3605
<039>	Contact Email Address - Email Address of person identified in data line <030>	mike.felicissimo@viaero.com

**TO BE COMPLETED BY THE REPORTING CARRIER, IF THE REPORTING CARRIER IS FILING ANNUAL REPORTING ON ITS OWN BEHALF:**

Certification of Officer as to the Accuracy of the Data Reported for the Annual Reporting for CAF or LI Recipients	
I certify that I am an officer of the reporting carrier; my responsibilities include ensuring the accuracy of the annual reporting requirements for universal service support recipients; and, to the best of my knowledge, the information reported on this form and in any attachments is accurate.	
Name of Reporting Carrier:	
Signature of Authorized Officer:	Date
Printed name of Authorized Officer:	
Title or position of Authorized Officer:	
Telephone number of Authorized Officer:	
Study Area Code of Reporting Carrier:	Filing Due Date for this form:
Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.	

<010>	Study Area Code	469001
<015>	Study Area Name	NORTHEAST COLORADO CELLULAR, INC.
<020>	Program Year	2014
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<035>	Contact Telephone Number - Number of person identified in data line <030>	970-542-3605
<039>	Contact Email Address - Email Address of person identified in data line <030>	mike.felicissimo@viaero.com

TO BE COMPLETED BY THE REPORTING CARRIER, IF AN AGENT IS FILING ANNUAL REPORTS ON THE CARRIER'S BEHALF:

Certification of Officer to Authorize an Agent to File Annual Reports for CAF or LI Recipients on Behalf of Reporting Carrier	
I certify that (Name of Agent) <u>Michael Felicissimo</u> is authorized to submit the information reported on behalf of the reporting carrier. I also certify that I am an officer of the reporting carrier; my responsibilities include ensuring the accuracy of the annual data reporting requirements provided to the authorized agent; and, to the best of my knowledge, the reports and data provided to the authorized agent is accurate.	
Name of Authorized Agent: <u>Michael Felicissimo</u>	
Name of Reporting Carrier: <u>NORTHEAST COLORADO CELLULAR, INC.</u>	
Signature of Authorized Officer: <u>CERTIFIED ONLINE</u>	Date: <u>10/15/2013</u>
Printed name of Authorized Officer: <u>Mike Felicissimo</u>	
Title or position of Authorized Officer: <u>Executive Vice-President</u>	
Telephone number of Authorized Officer: <u>970 542-3605</u>	
Study Area Code of Reporting Carrier: <u>469001</u>	Filing Due Date for this form: <u>10/15/2013</u>
Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.	

TO BE COMPLETED BY THE AUTHORIZED AGENT:

Certification of Agent Authorized to File Annual Reports for CAF or LI Recipients on Behalf of Reporting Carrier	
I, as agent for the reporting carrier, certify that I am authorized to submit the annual reports for universal service support recipients on behalf of the reporting carrier; I have provided the data reported herein based on data provided by the reporting carrier; and, to the best of my knowledge, the information reported herein is accurate.	
Name of Reporting Carrier: <u>NORTHEAST COLORADO CELLULAR, INC.</u>	
Name of Authorized Agent or Employee of Agent: <u>Lukas, Nace, Gutierrez &amp; Sachs, LLP</u>	
Signature of Authorized Agent or Employee of Agent: <u>CERTIFIED ONLINE</u>	Date: <u>10/15/2013</u>
Printed name of Authorized Agent or Employee of Agent: <u>Steven M. Chernoff</u>	
Title or position of Authorized Agent or Employee of Agent: <u>Attorney</u>	
Telephone number of Authorized Agent or Employee of Agent: <u>(703) 584-8670</u>	
Study Area Code of Reporting Carrier: <u>469001</u>	Filing Due Date for this form: <u>10/15/2013</u>
Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.	

## Attachments

[illegible]

## **Line 510 – Compliance with Service Quality Standards and Consumer Protection**

The FCC's rules require that an ETC provide a "[c]ertification that it is complying with applicable service quality standards and consumer protection rules[.]"<sup>1</sup> NE Colorado Cellular, Inc. d/b/a Viaero Wireless ("Viaero") hereby certifies that it complies with applicable service quality standards and consumer protection rules contained within state and federal laws and regulations, and has further met its consumer protection commitments associated with specific state regulatory decisions designating Viaero as an ETC.<sup>2</sup> Viaero's practices ensure that it maintains compliance with these standards and rules, and Viaero constantly monitors changes in these standards and rules in order to maintain compliance, and has processes in place to implement any necessary changes to these standards and rules, as well as any changes to the CTIA The Wireless Association Consumer Code for Wireless Service ("CTIA Code"). Viaero also complies with applicable federal service quality and consumer protection requirements,

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<sup>1</sup> 47 C.F.R. § 54.313(a)(5).

<sup>2</sup> See (1) Colorado Public Utilities Commission Docket No. 00A-315T, *In the Matter of the Application of N.E. Colorado Cellular, Inc., For Designation as an Eligible Telecommunications Carrier Under 47 U.S.C. Section 214(e)(2)*, Recommended Decision of Administrative Law Judge William J. Fritzell Approving Stipulation and Settlement Agreement (December 21, 2001) (Designating Viaero as an ETC and approving stipulation between the parties which contained commitments by Viaero to implement various additional consumer protection measures, including a basic universal service offering comparable to wireline basic residential service); and Docket No. 07A-153T *In the Matter of the Combined Application of NE Colorado Cellular, Inc. for Designation as an Eligible Telecommunications Carrier and Eligible Provider in Additional Areas of Colorado*, Recommended Decision of Administrative Law Judge G. Harris Adams Approving Stipulation and Granting Application (May 28, 2008) (approving stipulation which contains specific consumer protection commitments negotiated between Viaero, the Colorado Public Utilities Commission Staff and the Colorado Office of Consumer Counsel); and

(2) Kansas Corporation Commission Docket 09-NECZ-747-ETC, *In the Matter of the Petition of NE Colorado, Inc. [sic], d/b/a Viaero Wireless, for Designation as an Eligible Telecommunications Carrier 47 U.S.C. 214(e)(2) and for Redefinition of Rural ILEC Service Areas*, Superseding Order Designating Viaero Wireless an ETC in Certain AT&T and RLEC Exchanges and Granting in Part and Denying in Part Request for Redefinition of Certain Rural Study Areas (September 10, 2010);

(3) Nebraska Public Service Commission Docket C-3324, *In the Matter of the Petition of N.E. Colorado Cellular, Inc., d/b/a Viaero Wireless, Fort Morgan, Colorado, for designation as an Eligible Telecommunications Carrier under 47 U.S.C. § 214(e)(2)*, Order Granting Application (October 18, 2005).

including Customer Proprietary Network Information rules and other federal rules and statutes protecting consumer privacy.

## **Line 610 – Functionality in Emergency Situations**

Section 54.313(a)(6) requires eligible telecommunications carriers (“ETCs”) to certify that they are “able to function in emergency situations as set forth in §54.202(a)(2)”<sup>1</sup> in connection with their provision of voice services. The Commission’s Rules do not require an ETC to describe how it is capable of handling emergencies. The referenced rule section, Section 54.202(a)(2), requires that each applicant for ETC designation must “[d]emonstrate its ability to remain functional in emergency situations, including a demonstration that it has a reasonable amount of back-up power to ensure functionality without an external power source, is able to reroute traffic around damaged facilities, and is capable of managing traffic spikes resulting from emergency situations.”<sup>2</sup> Although N.E. Colorado Cellular d/b/a Viaero Wireless (“Viaero”) is not an applicant, it will rely on Section 54.202(a)(2) to describe its network’s emergency functionality for purposes of Section 54.313(a)(6) as follows:

Viaero has deployed sufficient power generators throughout its network and also has the capability to deploy temporary microwave facilities quickly to the extent necessary for Viaero’s network to remain functional during emergencies. These generators and microwave facilities ensure that (1) a reasonable amount of back-up power is be available to ensure functionality without an external power source; (2) Viaero is be able to reroute voice traffic<sup>3</sup> around damaged facilities; and (3) Viaero is capable of managing spikes in voice traffic resulting from emergency situations.

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<sup>1</sup> 47 C.F.R. § 54.313(a)(6).

<sup>2</sup> 47 C.F.R. § 54.202(a).

<sup>3</sup> Certifications and demonstrations regarding broadband services are not required in carrier’s reports for calendar year 2012.



## VIAERO SIMPLICITY PLANS

PLAN	INCLUDES	1 LINE	2 LINES	3 LINES	4 LINES	5 LINES
VALUE VOICE	700 SHARED MINUTES 1,000 SHARED MESSAGES UNLIMITED MOBILE TO MOBILE UNLIMITED NIGHTS & WEEKENDS	\$35	\$70	\$100	\$130	\$160
INTRO DATA	UNLIMITED MINUTES UNLIMITED MESSAGES 300MB SHARED DATA (100MB CAP ROAM)	\$65	\$95	\$125	\$155	\$185
UNLIMITED EVERYTHING	UNLIMITED VOICE UNLIMITED MESSAGES UNLIMITED DATA (200MB CAP ROAM)	\$75	\$130	\$170	\$210	\$250

### PLAN ADDITIONAL FEATURES

VGroov \$10/Mo. • Assurance Setvice Plan \$5.95/Mo. • VIP International Calling Plan \$4/Mo. • Premium Voice Mail \$1/Mo.

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## Viaero Home Phone Service

### (Basic Universal Service)

#### Plan Pricing

- Price: \$19.95 per month - Unlimited Calling in Local Area
- Activation Fee (one time): \$25
- Long Distance outside local calling area: \$0.10/min

#### Additional Features

- 4 Feature Bundle: \$6.00/month
- Call Waiting: \$2.00/month
- Call Forwarding: \$2.00/month
- Call Conferencing: \$2.00/month
- Caller ID: \$2.00/month
- Voice Mail: \$5.00/month
- VIP National/International L.D. \$9.95/month - offers unlimited nationwide calling along with VIP international calling rates.

#### Wireless Terminal Pricing

- Retail Price: \$144.99
- Installment Price: 36 monthly payments of \$4.00/month

##### Local Calling Areas

- Colorado: Statewide Local Calling
- Nebraska: Statewide Local Calling
- Kansas: Statewide Local Calling

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